

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF NEW YORK

NADIR SIMONS,

Petitioner,

-against-

CALVIN WEST,

Respondent.

JUDGMENT  
04-CV- 2689 (CBA)

FILED  
IN CLERK'S OFFICE  
U.S. DISTRICT COURT E.D.N.Y.  
★ FEB 9 2006 ★

P.M.  
TIME A.M. ~~\_\_\_\_\_~~

A Memorandum and Order of Honorable Carol Bagley Amon, United States District Judge, having been filed on February 3, 2006, denying petitioner's petition for a writ of habeas corpus as untimely; and ordering that a Certificate of Appealability will not issue; it is

ORDERED and ADJUDGED that petitioner take nothing of the respondent; that petitioner's petition for a writ of habeas corpus is denied as untimely; and that a Certificate of Appealability will not issue.

Dated: Brooklyn, New York  
February 08, 2006

*151*  
ROBERT C. HEINEMANN  
Clerk of Court